

1	LEWIS & LLEWELLYN LLP	HANNAH LEE (State Bar No. 253197)
	Marc R. Lewis (Bar No. 233306)	KRAMER LEVIN NAFTALIS & FRANKEL
2	mlewis@lewisllewellyn.com	LLP
3	Kenneth M. Walczak (Bar No. 247389)	990 Marsh Road
	kwalczak@lewisllewellyn.com	Menlo Park, CA 94025
4	601 Montgomery Street, Suite 2000 San Francisco, California 94111	Telephone: (650) 752-1700
5	Telephone: (415) 800-0590	Facsimile: (650) 752-1800 Email: <u>hlee@kramerlevin.com</u>
	Facsimile: (415) 390-2127	Email. <u>mec(a)xramerievin.com</u>
6	(1.0) 0 7 0 2 2 2 7	TODD A. ROBERTS (State Bar No. 129722)
7	Attorneys for Plaintiff	MARTIN D. DIOLI (State Bar No. 172775)
<i>'</i>	ALBERT RICHARDS	ROPERS MAJESKI PC
8		535 Middlefield Road, Suite 245
9		Menlo Park, CA 94025
9		Telephone: 650.364.8200 Facsimile: 650.780.1701
10		Email: todd.roberts@ropers.com
		martin.dioli@ropers.com
11		marm.aron@roports.vom
12		Attorneys for Defendants
1.0		CENTRIPETAL NETWORKS, INC.,
13		STEVEN ROGERS, AND JONATHAN
14		ROGERS
1.5		
15	IN THE UNITED STATES DISTRICT COURT	
16	IN THE UNITED STATES DISTRICT COURT	
17	FOR THE NORTHERN DISTRICT OF CALIFORNIA	
17	OAVI AND DIVISON	
18	OAKLAND DIVISON	
10		
19	ALBERT RICHARDS,	Case No. 4:23-cv-00145-HSG
20	71	ALDED COMP. DOD THE NIGOUE
	Plaintiff,	**REDACTED: FOR FILING ON THE
21	v.	PUBLIC DOCKET**
22	,,	STIPULATION AND ORDER FOR LEAVE
	CENTRIPETAL NETWORKS, INC.;	TO AMEND COMPLAINT
23	STEVEN ROGERS; JONATHAN ROGERS;	
24	and JOHN DOES 1-10,	Fed. R. Civ. P. 15(a)(2);
	Defendants.	Local Civil Rule 7-12
25		Hon. Haywood S. Gilliam, Jr.
26		in i
27		
28		
20		

1 **STIPULATION** 2 Pursuant to Federal Rule of Civil Procedure 15 and Local Civil Rule 7-12, the undersigned 3 parties STIPULATE AND AGREE AS FOLLOWS: 4 1. Defendants moved to dismiss Plaintiff's Complaint on January 23, 2023. (Docket 5 No. 15.) 2. 6 That motion is set for hearing on April 27, 2023. 7 3. In lieu of opposing the motion, Plaintiff seeks to file the First Amended Complaint 8 ("FAC") submitted herewith as **Exhibit A**. 9 4. The time to amend the Complaint as of right has elapsed. Fed. R. Civ. P. 15. 10 5. Defendants do not oppose Plaintiff's request for leave of Court to file the FAC. 11 6. In light of the filing of a new operative Complaint, the parties have stipulated to the 12 extension of discovery dates, and will file a separate stipulation to that effect, per the Court's March 13 13, 2023 Order (Docket No. 25). 14 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD. 15 Dated: March 15, 2023 LEWIS & LLEWELLYN LLP 16 By: s/Kenneth M. Walczak Marc R. Lewis 17 Kenneth M. Walczak 18 Attorneys for Plaintiff 19 ALBERT RICHARDS 20 Dated: March 15, 2023 ROPERS MAJESKI PC 21 KRAMER LEVIN NAFTALIS & FRANKEL 22 LLP 23 By: s/Hannah Lee 24 Hannah Lee 25 Attorneys for Defendants 26 CENTRIPETAL NETWORKS, INC., STEVEN ROGERS, AND JONATHAN 27 ROGERS 28

<u>ORDER</u>

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Plaintiff shall file Exhibit A on the electronic docket as the First Amended Complaint.

All dates previously set by the Court, except the Case Management Conference set for June 20, 2023, shall be rescheduled.

Dated: _____3/16/2023

Hon. Haywood S. Gilliam, Jr.

JUDGE, UNITED STATES DISTRICT COURT